

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

December 13, 2004
8:00 p.m.

Council Chambers
Bellevue, Washington

PRESENT: Mayor Marshall, Deputy Mayor Noble, and Councilmembers Balducci, Chelminiak, Davidson, Degginger, and Lee

ABSENT: None.

1. Call to Order

The meeting was called to order at 8:00 p.m. by Mayor Marshall, who presided.

2. Roll Call, Flag Salute

Upon roll call by the City Clerk, all Councilmembers were present. Ms. Balducci led the flag salute.

(a) Commendation of Senator Jim Horn's Years of Service

Mayor Marshall noted Senator Jim Horn's retirement after more than 20 years of public service. The American Council of Engineering Companies of Washington recognized Senator Horn with a 2003 award for Outstanding Leadership and Dedication in Pursuit of Transportation Solutions. The Washington State Good Roads and Transportation Association and the Washington Association of Vehicle Subagents have given him leadership awards as well. Associated General Contractors recognized Senator Horn as Legislator of the Year.

Mayor Marshall read a commendation of Senator Horn's contributions including his service as Mercer Island Councilmember and Mayor and as State Representative and Senator.

Senator Horn thanked Mayor Marshall and the Council for the recognition. He has enjoyed serving as state legislator for the past 16 years and has always had a special place in his heart for Bellevue. He praised Bellevue's leadership role among Eastside cities and looks forward to continued economic growth.

3. Communications: Written and Oral

- (a) Sidney Stock described his role in eliminating religious celebrations from Bellevue School District facilities. The holidays were painful to him as a Jewish child and he is opposed to the seasonal tree in the City Hall lobby.
- (b) Marcia McGhee asked the Mayor to intervene with the Police Department to allow Ms. McGhee to modify her 2001 police report. She said the report contains errors recorded by the police officer. She thanked Dr. Davidson for speaking to Dr. Reinking. She said her attacker admitted guilt in civil court, and she would like Bellevue Police to investigate and prosecute the matter.
- (c) Lee Stubbe, Wasatch Management and Development, spoke regarding the bus layover plan for NE 10th Street. He recently met with Transportation Department staff. Wasatch is in the planning stages of a \$100 million project at 106th Avenue and NE 10th Street. He feels it is not a good idea to locate bus layover zones along what will soon be a construction site. Wasatch is concerned because the bus layover zones will be located where they have midblock connections planned. Mr. Stubbe said Wasatch's experience in working with the City has been positive.
- (d) Jennifer Stock said she does not want taxpayers' dollars spent on any religious or holiday decorations or celebrations.
- (e) Leslie Lloyd, Bellevue Downtown Association, encouraged the City and Metro to find a better location than NE 10th Street for bus layover spaces. She commended City staff, the Washington State Department of Transportation, Overlake Hospital Medical Center and Group Health for their planning efforts associated with the extension of NE 10th Street and the Overlake/Group Health hospital campus expansion.
- (f) Lori Taylor, Executive Director of Bellevue Farmers Market, thanked Council and staff for their support and encouragement during the market's first year. She thanked the community for enthusiastically embracing the market. Ms. Taylor thanked the following businesses for their donations: Wells Medina Nursery, Boeing, Windermere, Key Bank, Bellevue Graphics, Jeffrey Taylor Architects, and Seattle Maintenance Company. First Presbyterian Church of Bellevue gifted the site for the market along with free water, electricity, garbage, and custodial assistance. The Church in Bellevue next door allowed the use of their lot for additional parking. Ms. Taylor said the market assisted 38 small family farms from 12 counties, and more than 13,000 customers made purchases during the 19-day season. At the end of each market day, farmers donated unsold produce to local food banks.
- (g) Virginia Richardson recalled her appearance before Council three weeks ago regarding Telos' use of the Northwest Arts Center. She said the matter has been resolved with the Parks Department. Although rental rates will increase and Telos will use the facility two days instead of three days a week, Telos will be able to afford the negotiated rate. Ms. Richardson thanked Council for renewing their faith in City management. She noted Council's difficult budget deliberations and thanked them for choosing the most painless tax increase alternative.

4. Reports of Community Councils, Boards and Commissions: None.

5. Report of the City Manager

City Manager Steve Sarkozy asked staff to provide an update regarding the Telos program's use of Northwest Arts Center classrooms. Parks and Community Services Director Patrick Foran clarified that Telos is a Bellevue Community College program for senior adults. The City has been renting space to Telos since the 1980s for \$1.30 per hour. Telos will reduce its use to two days a week, which frees up Wednesdays for additional art classes in demand by the community. The rental rate for Telos will increase gradually over the next five years to approximately \$7.50 an hour.

Mayor Marshall thanked Mr. Foran and staff for working with the Telos program to find a mutually agreeable solution.

Carol Helland, Land Use Director, noted a management brief on page 5-3 of the Council packet regarding a request to change the Bellevue Farmers Market's hours of operation from 11:00 a.m. to 3:00 p.m. to 3:00-7:00 p.m. Staff recommends that the change in hours would be appropriate through a temporary use permit. Traffic will be monitored and mitigation/control measures will be imposed if needed. Staff further recommends the creation of a farmers market designation in the Land Use Code for the long-term future.

Mayor Marshall noted Council consensus for staff to add the creation of a farmers market designation to its long-term work plan.

Mr. Sarkozy said staff's update regarding downtown bus layover zones has been postponed for discussion to January.

Rich Siegel, Performance and Outreach Coordinator, announced that Bellevue is the first jurisdiction in the United States to be awarded the Association of Government Accounting's *Certificate of Achievement in Service Efforts and Accomplishments in Reporting*.

Mayor Marshall commended Mr. Siegel and staff for this accomplishment. Councilmember Lee feels this reflects the practical usefulness of the report.

6. Council Business

Dr. Davidson attended two Shared Strategies for Salmon Recovery water quantity subcommittee meetings as well as a meeting regarding King County coordinated water supply planning. He attended a meeting of the Municipal Research and Services Center's Board of Directors.

Ms. Balducci attended meetings of the Eastside Transportation Partnership, Puget Sound Regional Council Transportation Policy Board, and Bellevue Transportation Commission. She represented Council at a performance of *A Christmas Carol* by Bellevue Youth Theatre.

Mr. Degginger attended meetings of the Growth Management Policy Board and the Growth Management Planning Council.

Mr. Chelminiak attended meetings of the Central Puget Sound Economic Development District's Executive Board and the nominating committee for Eastside Transportation Partnership.

Mr. Lee attended his high school's 135th anniversary event in Hong Kong and *A Christmas Carol* at Bellevue Youth Theatre. He met with Bellevue School Superintendent Mike Riley regarding the use of school district classrooms for foreign language training on weekends.

Mr. Lee has been reviewing tapes of the Council budget discussions he missed recently. He noted his opposition to increasing utility tax rates to balance the budget. He feels it would have been more appropriate to use one-time (construction-related) sales tax or the Rainy Day Fund.

Deputy Mayor Noble attended meetings of the Puget Sound Regional Council Transportation Policy Board, Eastside Transportation Partnership, and the HOV Oversight Committee.

Mayor Marshall noted an email this morning regarding the donation of 12 crates of food by City employees as part of their Season of Sharing activities. This prompted her to request information regarding City volunteers from staff. In 2004, more than 105,500 hours of volunteer time was donated to six City departments, reflecting an estimated savings of \$1.4 million. More than 200 City volunteers consistently donate 1,000 hours per month. Fourteen volunteers at Crossroads Mini City Hall saved nearly \$20,000 in 2004. More than 4,000 people assisted with City recreation programs. The Probation division benefits from 100 volunteers, and each volunteer is required to complete a minimum of 20 hours of training before he or she begins work. The Mediation Program employs 75 volunteers, who must undergo 40 hours of training before engaging in mediation. Police Department volunteers saved the City \$41,4000. Mayor Marshall thanked all City volunteers for their dedication and good work.

7. Approval of the Agenda

- ➡ Deputy Mayor Noble moved to approve the agenda with the addition of Resolution No. 7126, provided in Council's desk packet. Mr. Chelminiak seconded the motion.
- ➡ The motion to approve the agenda, amended to add Resolution No. 7126, carried by a vote of 7-0.

8. Consent Calendar

- ➡ Mr. Noble moved to approve the Consent Calendar, and Ms. Balducci seconded the motion.
- ➡ The motion to approve the Consent Calendar carried by a vote of 7-0, and the following items were approved:

- (a) Resolution No. 7121 authorizing a memorandum of understanding with the International Association of Firefighters Union, Local 1604, representing firefighters.
 - (b) Resolution No. 7122 authorizing execution of a revised interlocal agreement for joint testing of entry-level firefighter applicants between the City of Bellevue, Woodinville Fire and Life Safety District, Northshore Fire Department, Shoreline Fire Department, and the cities of Kirkland, Mercer Island, and Redmond, referred to herein as Regional Fire Consortium to continue regional partnership.
 - (c) Resolution No. 7123 authorizing execution of all documents necessary for the purchase of property located at 9815 Lake Washington Boulevard NE, King County Assessor's Tax Parcel No. 438920-0460-02, commonly referred to as the Yiu Property, consisting of approximately 13,877 square feet of land for the purchase price of \$1,750,000 plus estimated closing costs of \$3,000 and potential Real Estate Excise Taxes if applicable, from the Trust for Public Land, a California nonprofit public benefit corporation.
 - (d) Resolution No. 7124 authorizing execution of a public works contract with Evergreen Reforestation in the amount of \$66,912 for Forest Park Meadows Forest Enhancement Project located at 14531 SE 56th Street.
 - (e) Resolution No. 7125 authorizing execution of an amendment to the professional services contract with H.W. Lochner, Inc., in the amount of \$155,797 for the completion of final Plans, Specifications and Estimates for the amended 150th Avenue SE (Newport Way to SE 36th Street) project. (CIP Plan No. PW-R-105)
9. Public Hearings: None.
10. Land Use: None.
11. Other Ordinances, Resolutions and Motions:
- (a) Resolution No. 7126 authorizing the City Manager to execute an amended contract with Premera Blue Cross for third party health benefit administration services with changes to address third party liability and insurance requirement changes.

Mr. Degginger recused himself from consideration of this matter because his law firm represents Premera Blue Cross.

Mr. Sarkozy said Resolution No. 7126 includes changes to the agreement with Premera Blue Cross regarding liability and insurance requirements. The City Attorney's Office reviewed the amended agreement and recommends approval.

- ☛ Deputy Mayor Noble moved to approve Resolution No. 7126, and Mr. Chelminiak seconded the motion.
- ☛ The motion to approve Resolution No. 7126 carried by a vote of 6-0, with Mr. Degginger absent from Council Chambers.

12. Unfinished Business: None.

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session

At 9:01 p.m., Mayor Marshall declared recess to Executive Session to continue the discussion of labor negotiations begun during Study Session, after which the Council will adjourn without returning to Regular Session.

16. Adjournment

At 9:38 p.m., Mayor Marshall declared the meeting adjourned.

Myrna L. Basich
City Clerk

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